1947

File No. B.L.A. Loans 47

Legal **DEPARTMENT**

B **BRANCH**

K

~~Subject:~~ — L.A. Bill No. LVIII of 1947

A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

Bom. Act No. L of 1947

P. 10 E

File No. B. Local Authorities Loans/47

Std. Sectt. Slip 24 B e.

2917-B

CONTENTS.

Legal Department File No. D.C.A.Loans/1947.

Dr. No.	Compilation No.	Subject.	Pages.
		A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.	
1.	D.O.No.3124, dated 19th August 1947.	Draft Bill.	1-2.
2.	G.L., L.D., No.11637, dt.3-Dec.1947.	Seeking Governor's assent.	3-6.
3.	G.L.D. N.I. No.16552, 24-12-1947.	Governor's assent.	7-8.
4.	G.R., L.D., LB.179-L, dt. 20-10-47.	Publication of the Bill.	9-14. 11-14 not typed
5.	G.R., L.D., No.15451, dt.20-12-47.	Publication of the Act.	15-20. 1)-32 not typed
6.	---	Bill, Act, Debates.	21-32.

Ag
24/1

HLP.
11/6/56.

Office of the R.L.A.

A revised draft Bill is sent herewith. The Statement of Objects and Reasons at page 5, as amended, is in order.

2. The subject-matter of the Bill falls under entry 13 in List II in the Seventh Schedule to the Government of India Act, 1935. As the Bill does not relate to any matter falling in List III in the said Seventh Schedule it will not be necessary to reserve the Bill for the consideration of the Governor General with reference to section 107(2) of the said Act.

3. The Bill does not require any sanction or recommendation under the Government of India Act, 1935 or affect any of the special responsibilities of the Governor under section 52(1) of that Act.

Sd. D.V.Vyas,
Remembrancer of Legal Affairs.

U.R.to H.& L.G.D.,No.6424, dated the 10th August 1947.

HRP. -
11/8/56.

No.11637.

Legal Department,

Bombay Castle, 4th December 1947.

From

P.M.Lad, Esquire, I.C.S.,

Secretary to the Government of Bombay.

To

The Private Secretary to the Governor of Bombay.

Subject:- A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

Sir,

With reference to section 75 of the Government of India Act, 1935, I am directed to forward herewith for the assent of His Excellency the Governor, the authentic copy of the Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942, which was read for the third time and passed at the meetings of the Bombay Legislative Assembly and the Bombay Legislative Council held on the 28th October 1947 and on the 4th November 1947, respectively.

2. The subject-matter of the Bill falls under entry 13 in List II in the Seventh Schedule to the Government of India Act, 1935.

3. As the Bill does not relate to any matter in the Concurrent Legislative List, it is not necessary to reserve it for the consideration of the Governor General with reference to section 107(2) of the Government of India Act, 1935.

4. The date on which His Excellency the Governor's assent is given may kindly be entered in the endorsement.

5.-

5. I also forward herewith one copy of each of the

1. Bill as introduced in the Bombay Legislative Assembly with the Statement of Objects and Reasons.	papers noted in the margin.
2. Bill as read for the third time and passed by the Bombay Legislative Assembly and as introduced in the Bombay Legislative Council.	The Bill was
3. Bill as read for the third time and passed by the Bombay Legislative Council.	not referred
4. Extracts from the proceedings of the Bombay Legislativ Assembly dated the 28th October 1947 and of the Bombay Legislative Council dated the 4th November 1947.	to a Select Committee.

I have the honour to be,

Sir,

Your most obedient servant,

Sd. P.M.Lad,
3/12.
Secretary to Government.

Through

The Secretary to the Govt.
of Bombay.
Health & Local Govt. Department

MRP. -
11/5/56.

No.PSG.5927.

Office of the Private Secretary to the Governor,

Bombay, 24th December 1947.

From

L.E.Begshawe, Esquire, ICS.
Private Secretary to the Governor of Bombay.

To

The Secretary to the Government of Bombay,
Legal Department.

Subject:- Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Bill, 1947.

Sir,

With reference to your letter No.11637, dated 4th December 1947, on the above subject, I am directed to return herewith, with His Excellency the Governor's assent signified thereon, the authentic copy of the Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Bill, 1947.

Your most obedient servant,

Sd. L.E. Begshawe,

Private Secretary to the Governor of Bombay.

HRP.
11/5/56.

Bills.

A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

GOVERNMENT OF BOMBAY.
Legal Department.
Resolution No.179-L.

Council Hall, Poona, 20th October 1947.

Memorandum from the Health and Local Government Department No.1236/33-C, dated the 14th October 1947 -- Transferring for necessary action, the papers relating to a Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

RESOLUTION.- The Bill with the Statement of Objects and Reasons should be forwarded to the Manager, Government Central Press, Bombay, for publication in the Bombay Government Gazette, dated the 21st October 1947, as Bill No.LVIII of 1947.

2. The Bill and the Statement of Objects and Reasons should be translated into Marathi, Gujarati, Kannadam and Hindustani (in Urdu and Devnagiri scripts) and the translations should be published in the Bombay Government Gazette on the 23rd October 1947.

3. The dates of the various ~~xpx~~ publications should be reported to the Bombay Legislature Department.

By order of the Governor of Bombay,

Sd. S.B.Palekar,
Deputy Secretary to Government.

To

The Manager, Government Central Press, Bombay (with the Bill and the Statement of Objects and Reasons and with a request that 230 Gazette copies of the Bill and the Statement of Objects and Reasons may be forwarded to the Bombay Legislative Department for distribution to the members of the Bombay Legislative Assembly and 25 copies for the use of the Legal Department and 20 copies for the use of the Health and Local Government Department).

The Health and Local Government Department.
*The Oriental Translator to Government.
The Bombay Legislature Department.
The Director of Publicity, Bombay.

} With a copy of the Bill and the Statement of Objects and Reasons.

*With five extra copies of the Bill.

MRP.
11/5/56.

Acts.

Publication of the Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Act, 1947.

GOVERNMENT OF BOMBAY.
Legal Department.
Resolution No.13461.
Bombay Castle, 29th December 1947.

Letter to the Private Secretary to the Governor, No.11637, dated the 4th December 1947.

Letter from the Private Secretary to the Governor, No.P.S.G.5927, dated the 24th December 1947:-

"With reference to your letter No.11637, dated 4th December 1947, on the above subject, I am directed to return herewith, with His Excellency the Governor's assent signified thereon, the authentic copy of the Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Bill, 1947."

RESOLUTION.- The law should be published as Bombay Act No.L of 1947, in the Bombay Government Gazette dated the 29th December 1947.

2. The Act should be translated into Marathi, Gujarati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the Health and Local Government Department with reference to the Memorandum from that Department No.1236/33-C, dated the 14th October 1947.

By order of the Governor of Bombay,

Sd. S.B.Palekar
Deputy Secretary to Government.

To

The Manager, Government Central Press, Bombay (with a copy of the Act and with a request that 30 Gazette copies of the Act may be forwarded to the Legal Department),
The Health and Local Government Department,
*The Oriental Translator to Government,
The Bombay Legislature Department,
The Director of Publicity, Bombay.
} with a copy of the Act.

*With five extra copies of the Act.

MRP.
11/5/56.

Bom. Act. L of 1947

~~L. A. BILL No. LVIII OF 1947.~~

A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

~~(As read for the third time and passed by the Legislative Assembly on the 28th October 1947.)~~

(As read ~~for~~ the third time ~~and passed~~ by the ~~Legislative~~ Council on the 4th November ~~1947~~.)

WHEREAS in view of the provisions of sub-section (*4*) of section 93 of the Government of India Act, 1935, it is expedient to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942; It is hereby enacted as follows :—

26 Geo. 5, Ch. 2.

Bom. II of 1942.

1. This Act may be called the Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Act, 1947. Short title.

2. The Local Authorities Loans (Bombay Amendment) Act, 1942, is hereby repealed and re-enacted. Repeal and re-enactment of Bom. II of 1942.

Bom. II of 1942.

AXB Bk Hb 263

Government of Bombay

LEGAL DEPARTMENT

[L. A. BILL No. LVIII OF 1947.]

(As read for the third time and passed by the Legislative Assembly on the 28th October 1947.)

(As read for the third time and passed by the Legislative Council on the 4th November 1947.)

A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

[Mr. G. D. Vartak, M.L.A.]

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

Registered No. B-1

The Bombay Government Gazette

PUBLISHED BY AUTHORITY

TUESDAY, 21ST OCTOBER 1947

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART V

[To be translated into Marathi, Gujarati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations to be published in the "Bombay Government Gazette". The dates of publication to be reported.]

The following Bill is published under the proviso to rule 80 of the Bombay Legislative Assembly Rules:—

L. A. BILL No. LVIII OF 1947.

A Bill to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942.

26 Geo. 5, Ch. 2. Bom. II of 1942.

WHEREAS in view of the provisions of sub-section (4) of section 93 of the Government of India Act, 1935, it is expedient to repeal and re-enact the Local Authorities Loans (Bombay Amendment) Act, 1942; It is hereby enacted as follows :—

Short title.

1. This Act may be called the Local Authorities Loans (Bombay Amendment) (Repeal and Re-enactment) Act, 1947.

Bom. II of 1942.

Repeal and re-enactment of Bom. II of 1942.

2. The Local Authorities Loans (Bombay Amendment) Act, 1942, is hereby repealed and re-enacted.

STATEMENT OF OBJECTS AND REASONS.

Under sub-section (4) of section 93 of the Government of India Act, 1935, any law made by the Governor during the section 93 regime continues to have effect until two years have elapsed from the date on which the Proclamation ceases to have effect unless sooner repealed or re-enacted by

Act of the Provincial Legislature. It is considered desirable to continue in force the amendment made by Bombay Act No. II of 1942 in the Local Authorities Loans Act, 1914. It is therefore proposed to repeal and re-enact the said Act.

(Signed) G. D. VARTAK.

Dated 13th October 1947.

By order of the Governor of Bombay,

P. M. LAD,
Secretary to the Government of Bombay,
Legal Department.

Poona, dated the 20th October 1947.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.